

00-0-0073

(Do Not Write Above This Line)

AN ORDINANCE:

BY COUNCILMEMBER MICHAEL BOND

A ORDINANCE TO CORRECT
PORTIONS OF CITY OF ATLANTA
ORDINANCE 99-0-1569
CONCERNING THE
ABANDONMENT OF
HARWELL STREET, NW,
ALL LYING AND BEING IN
LAND LOT 110 OF THE
14TH DISTRICT, FULTON COUNTY,
GEORGIA;

AND FOR OTHER PURPOSES.

10/16/00 Filed w/out objection

FILLED OCT 16 2000
CITY COUNCIL

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 01/18/00

Referred To: Committee on Council

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee City of Atlanta

Date 2-1-00

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Held 5-9-2000

Members

Refer To

Committee

Date

10-10-00

Chair

Oliver Muller

Action:

Fav, Adv, Hold (see rev. side)

Other:

Fav

Members

Refer To

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd
 Readings
☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

CERTIFIED

OCT 16 2000

ATLANTA CITY COUNCIL PRESIDENT

Randy A. Pate

CERTIFIED

OCT 16 2000

Paul Douglas Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

CITY COUNCIL
ATLANTA, GEORGIA

AN ORDINANCE BY

COUNCILMEMBER MICHAEL BOND

00- 0 -0073

AN ORDINANCE TO CORRECT PORTIONS OF
CITY OF ATLANTA ORDINANCE 99-0-1569
CONCERNING THE ABANDONMENT OF
HARWELL STREET, N.W., ALL LYING AND
BEING IN LAND LOT 110 OF THE 14TH DISTRICT,
FULTON COUNTY, GEORGIA AND FOR OTHER
PURPOSES.

WHEREAS, the Council of the City of Atlanta adopted Ordinance 99-0-1569 (see Exhibit) to abandon, *inter alia* portions of Harwell Road for the development by Atlanta Development Authority of Historic Westside Village, a mixed use development; and

WHEREAS, the Atlanta Development Authority wishes to amend Ordinance 99-0-1569 to abandon a smaller portion of Harwell Street at this time.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, as follows:

Section 1 of Ordinance 99-0-1569 which reads as follows:

SECTION 1: That the portion of Harwell Street, N.W., from Ashby Street, N.W., to Mayson Turner Road, N.W. as shown herein on the attached Exhibit "A", lying and being in Land Lot 110 of the 14th District, Fulton County, is hereby declared as no longer useful or necessary for the public's use and convenience.

is hereby deleted in its entirety, and the following is inserted in lieu thereof:

That the portion of Harwell Street, N.W., from Mayson Turner Road, N.W., to a point on Harwell Street, N.W., east of Ashby Street, N.W., as shown herein on the attached Exhibit "A", lying and being in Land Lot 110 of the 14th District, Fulton County, is hereby declared as no longer useful of necessary for the public's use and convenience.

SECTION 2: Sections 2-12 of Ordinance 99-0-1569 are incorporated herein by reference and remain unchanged.



CITY COUNCIL
ATLANTA, GEORGIA

99-0-1569

AN ORDINANCE BY

COUNCILMEMBER MICHAEL BOND
AS AMENDED BY THE CITY UTILITIES COMMITTEE
AS AMENDED BY FULL COUNCIL

**AN ORDINANCE TO ABANDON PORTIONS OF
HARWELL STREET, N.W., LENA STREET, N.W.,
MAYSON TURNER ROAD, N.W., AND PASCHAL
BOULEVARD, N.W., ALL LYING AND BEING IN LAND
LOT 110 OF THE 14TH DISTRICT, FULTON COUNTY,
GEORGIA AND FOR OTHER PURPOSES.**

WHEREAS, the Atlanta Development Authority ("ADC") is the designated, economic development authority for the City of Atlanta; and

WHEREAS, the Atlanta Development Authority has plans for the development of the Historic Westside Village, a mixed use development, on property bounded by Martin Luther King, Jr., Drive on the south, Carter Street on the north, James P. Brawley Drive on the east, and Ashby Street on the west; and

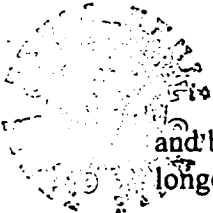
WHEREAS, the Atlanta Development Authority wishes to abandon certain streets in order to assemble the necessary property.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, as follows:

SECTION 1: That the portion of Harwell Street, N.W., from Ashby Street, N.W., to Mayson Turner Road, N.W., as shown herein on the attached Exhibit "A", lying and being in Land Lot 110 of the 14th District, Fulton County, is hereby declared as no longer useful or necessary for the public's use and convenience.

SECTION 2: That the portion of Lena Street, N.W., from Ashby Street, N.W., to Mayson Turner Road, N.W., as shown herein on the attached Exhibit "B", lying and being in Land Lot 110 of the 14th District, Fulton County, is hereby declared as no longer useful or necessary for the public's use and convenience.

SECTION 3: That the portion of Mayson Turner Road, N.W., from Martin Luther King, Jr., Drive, N.W., to Lena Street, N.W., as shown herein on the attached Exhibit "C", lying



and being in Land Lot 110 of the 14th District, Fulton County, is hereby declared as no longer useful or necessary for the public's use and convenience.

SECTION 4: That the portion of Paschal Boulevard, N.W., from Carter Street, N.W., to Martin Luther King, Jr., Drive, N.W., as shown herein on Exhibit "D", lying and being in Land Lot 110 of the 14th District, Fulton County, is hereby declared as no longer useful or necessary for the public's use and convenience.

SECTION 5: That the City of Atlanta hereby abandons the streets identified in Sections 1, 2, 3, and 4 of this ordinance.

SECTION 6: That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed, or relocated, at which time, said easements shall expire.

SECTION 7: That the requirements of Section 138-5(a) of the Code of Ordinances setting forth a procedure for petitioning for the abandonment of a street; and requiring the certification that the petitioner intends to compensate the City for the fee simple fair market value of the parcel are hereby waived for the purposes of this ordinance.

SECTION 8: That the requirements of Section 138-5(b) that the ordinance be prepared by the Department of Public Works is hereby waived for the purposes of this ordinance.

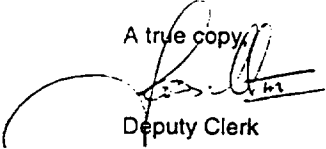
SECTION 9: That the requirements of Section 2-1578 of the Code of Ordinances of the City of Atlanta directing the Purchasing Agent to negotiate a price for an abandoned street is hereby waived for the purposes of this ordinance.

SECTION 10: That the payment of any other fees and costs, other than the payment to the city of the fee simple market values of the abandoned parcels, is not waived and the petitioner must comply in all respects with the applicable ordinances concerning those other fees and costs.

SECTION 11: That the Mayor is hereby authorized to execute quitclaim deeds to convey the above-mentioned streets.

SECTION 12: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

OMC-Amendment Incorporated 10/6/99 by CPT

A true copy,

Deputy Clerk

ADOPTED as amended
APPROVED by the Mayor

October 04, 1999
October 12, 1999

Exhibit "A"

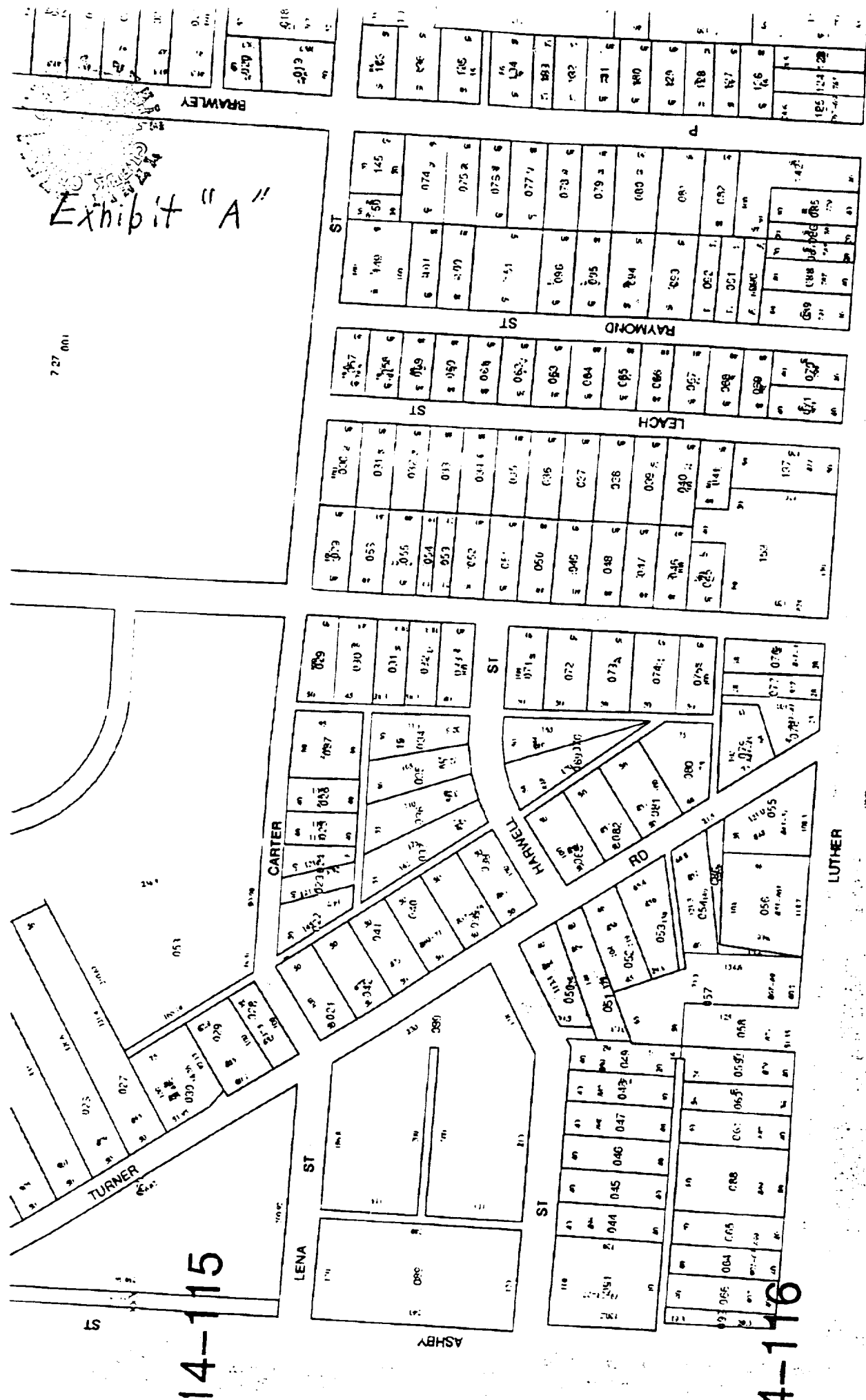
7 27 001

14-115

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4-116

Exhibit "B"

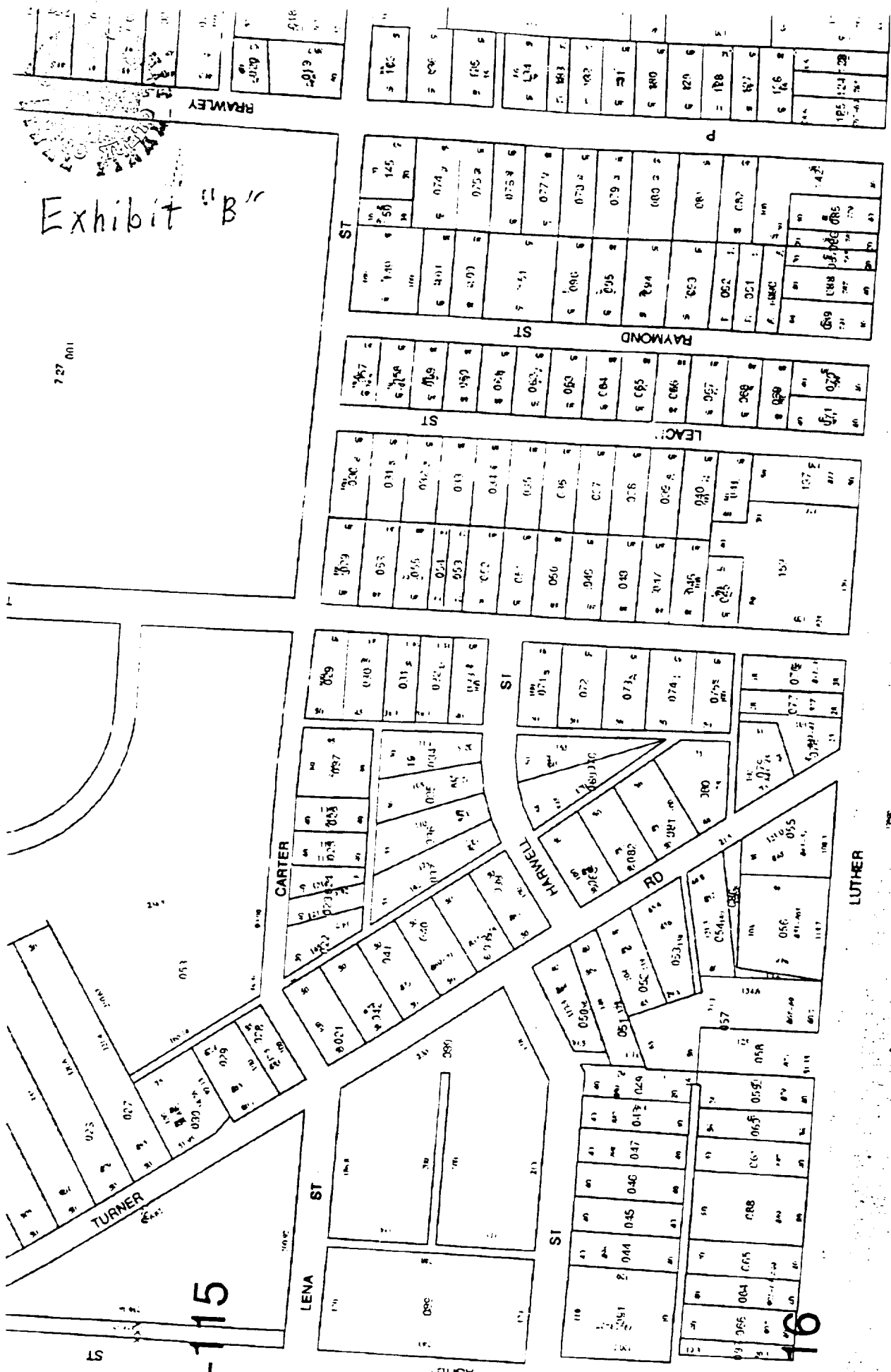
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KING

LUTHER

ST

ST

ASHBY

CARTER

ST

RD

HARBELL

LEACH

RAYMOND

ST

BRAWLEY

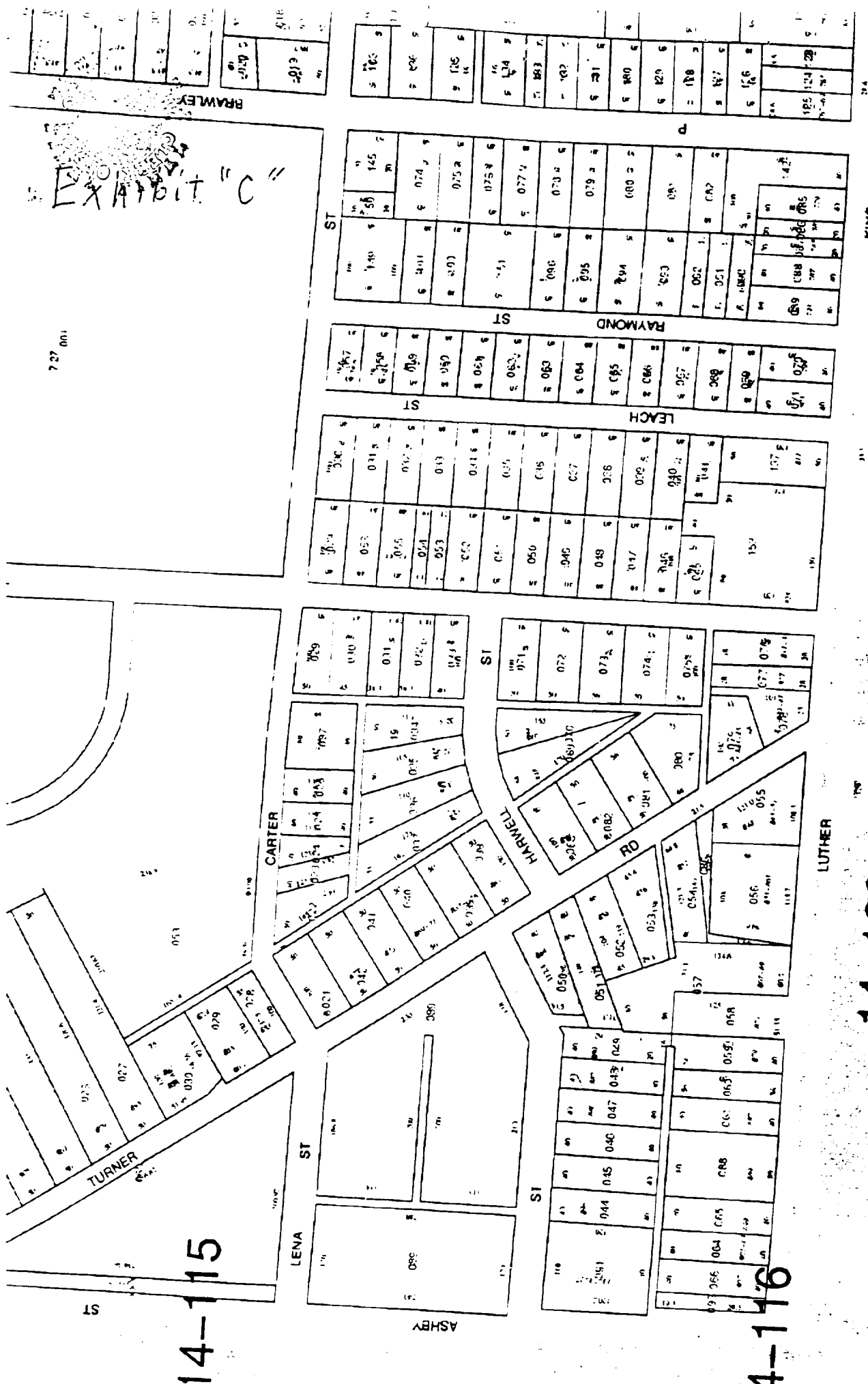


Exhibit "C"

7 27 001

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2 0 40

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KING

220

727 001

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KING

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EXHIBIT.
"A"

ASHBY STREET

LENA STREET

PARKING

N/F MARTA

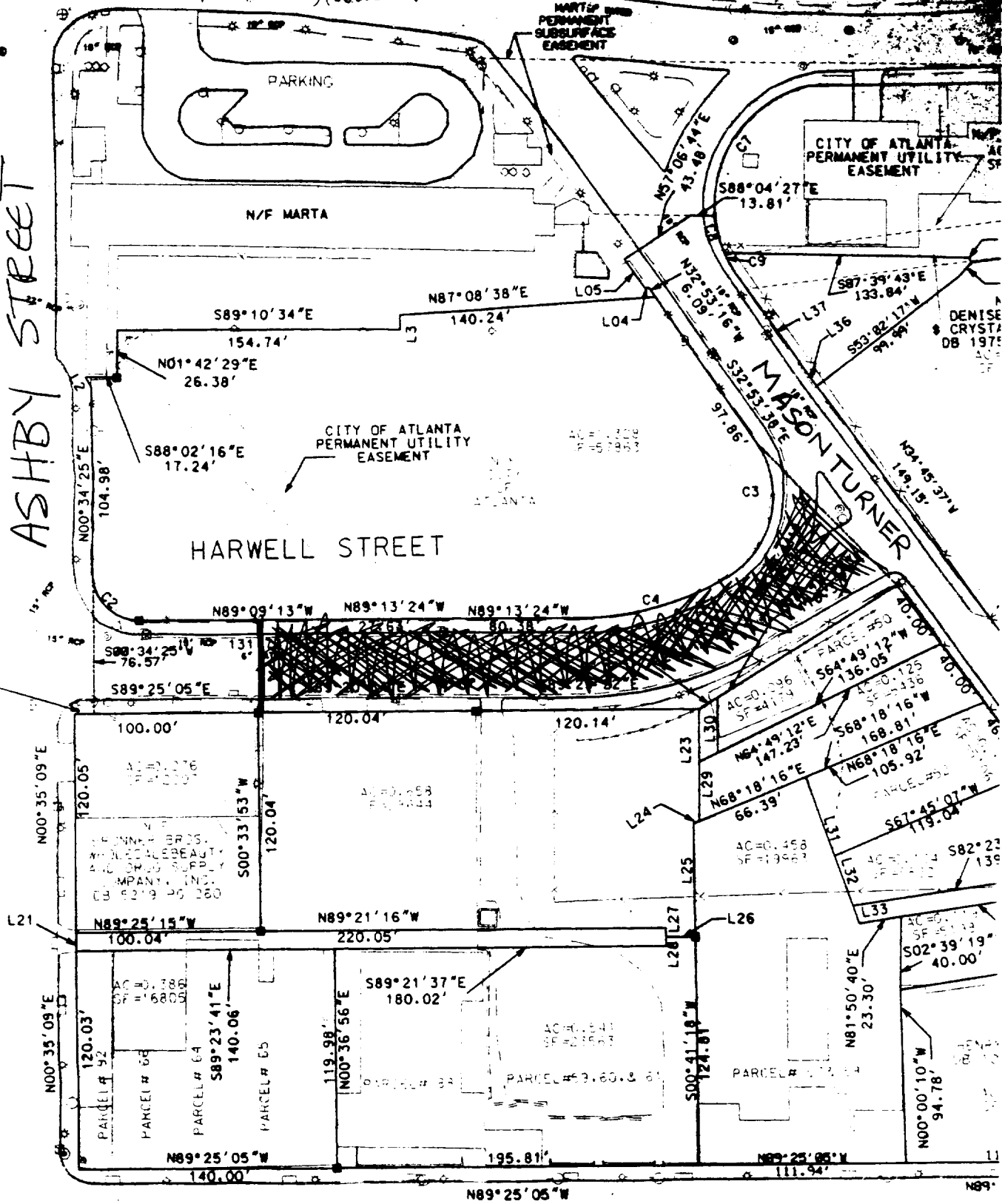
HARWELL STREET

CITY OF ATLANTA
PERMANENT UTILITY
EASEMENT

CITY OF ATLANTA
PERMANENT UTILITY
EASEMENT

MASON TURNER

DENISE
CRYSTAL
DB 1975



(R/
MARTIN LUTH

NO.	REVISION